

**CITY OF BRAWLEY**  
**September 22, 2020**

The City Council of the City of Brawley, California met in special session at 6:00 PM, City Council Chambers, 383 Main, Brawley, California, the date, time and place duly established for the holding of said meeting. The City Clerk attests to the posting of the agenda pursuant to G.C. §54954.2.

**Mayor Kastner-Jauregui** called meeting to order @ 6:00 PM

**PRESENT:** Couchman, Hamby, Kastner-Jauregui, Nava  
**ABSENT:** Wharton

**INVOCATION** CM Hamby

**PLEDGE OF ALLEGIANCE** CM Nava

**1. APPROVAL OF AGENDA**

The agenda was **approved** as submitted. m/s/c Hamby/Couchman 4-0

**CM Wharton** entered meeting @ 6:08 pm

**2. PUBLIC APPEARANCES/COMMENTS** (Not to exceed 4 minutes) this is the time for the public to address the Council **on any item not appearing on the agenda** that is within the subject matter jurisdiction of the City Council.

**To maintain social distancing, in person attendance is strongly discouraged. Should a member of the public wish to provide public comments, please submit written comments via email to [abenavides@brawley-ca.gov](mailto:abenavides@brawley-ca.gov) or contact the City Clerk's Office at 760/351.3080. The deadline to submit written comments or schedule telephonic participation is 3PM on September 22, 2020.**

State of California Governor Gavin Newsom waived specific portions of the Brown Act by Executive Order for the period that social distancing measures are recommended and required by state and local public health officials. The waiver of Brown Act provisions requires:

- a. Members of the public are allowed to observe and address public meetings telephonically or through other electronic means.
- b. Procedures "swiftly" accommodate any reasonable request to accommodate access by disabled individuals to meetings that are accessible telephonically or through other electronic means in accordance with the Americans with Disabilities Act ("ADA").
- c. Notice of the procedure is provided for making requests for such reasonable accommodation with the notice for any public meeting.
  - All written public comments are available on file at the Office of the City Clerk.
- d. **Jim Graves, Brawley resident** Re: Complaint - Republic Services Trash Services
- e. **Laurie Gibson, Brawley resident** Re: Resident's dog under quarantine

- f. **Cindy Vandiver, Matthew & Nicole Atondo, Bill & Carol Sassie and Cindy & Joe Verdugo** submitted written correspondence re: Recent fires near Ridge Park Subdivision.
- g. Recognition of the Desert Review for their 10 years of service to the Imperial Valley
- h. **CM Nava** Re: Numerous emails received regarding the CUP property on Main Street.
- i. **Fire Chief York** Re: update on the fire at the River Bottom and Pat Williams Park

Information regarding all Public Comments available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

**3. CONSENT AGENDA** Items are approved by one motion. Council Members or members of the public may request consent items be considered separately at a time determined by the Mayor. The consent agenda was **approved** as submitted. m/s/c Couchman/Nava 5-0

<b>AYES:</b>	Couchman, Hamby, Kastner-Jauregui, Nava, Wharton
<b>NAYES:</b>	None
<b>ABSENT:</b>	None
<b>ABSTAIN:</b>	None

- a. **Approved** Accounts Payable: September 4, 2020, September 10, 2020 and September 17, 2020
- b. **Approved** City Council Minutes: September 1, 2020
- c. **Approved** Final Parcel Map (PM20-01) –654 South Imperial Avenue
- d. **Adopted** Resolution No. 2020-64: Resolution of the City of Brawley, California Declaring an Emergency, Ratifying Action taken by the City Manager and Approving Emergency of Major Overhaul of the Centrifuge for the Wastewater Treatment Plant in the amount not to exceed \$16,211.37.
- e. **Approved** Backhoe #21 CAT 420E Repair - Engine Replacement with a remanufactured Engine in the amount not to exceed \$16,095.72.

#### **4. REGULAR BUSINESS**

- a. Update on City of Brawley Declaration of Local Emergency as a Result of COVID-19 Pandemic  
Overall Outlook Presented by Fire Chief Mike York

Information regarding the update available on the City of Brawley's website:

Information regarding all Public Comments available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

- ii. Discussion and Potential Action to Extend the Local Emergency by Sixty Days

The City Council **approved** Resolution No. 2020-65: Resolution of the City Council of the City of Brawley, California Proclaiming the Existence of an Ongoing Local Emergency for COVID-19. m/a/s Nava/Couchman 5-0

- b. Discussion and Potential Action to Approve Resolution No. 2020- : Resolution of the City Council of the City of Brawley, California, Expressing Opposition to Proposed Housing Legislation that Erodes Local Control and Expressing Support for Actions to Further Strengthen Local Democracy, Authority and Control.

The City Council **approved** Resolution No. 2020-66: Resolution of the City Council of the City of Brawley, California, Expressing Opposition to Proposed Housing Legislation that Erodes Local Control and Expressing Support for Actions to Further Strengthen Local Democracy, Authority and Control. m/s/c Couchman/Hamby 5-0

- c. Six Month Review of the Enterprise Fleet Management Leasing and Maintenance Program.

**Power Point Presentation** – Tyler Salcido, Interim City Manager/Finance Director

- Content is available upon request at the Office of the City Clerk

- d. Discussion and Potential Action to Approve Resolution No. 2020- : Resolution of the City Council of the City of Brawley, California, Acceptance of City Vehicle Surplus List.

The City Council **approved** Resolution No. 2020-67: Resolution of the City Council of the City of Brawley, California, Acceptance of City Vehicle Surplus List. m/s/c Hamby/Nava 5-0

Discussion and information regarding all City Council Action items available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

**5. DEPARTMENTAL REPORTS**

- a. Update on Emergency Construction Project at the Brawley Water Treatment Plant to Replace Components of Two Sedimentation Basins Presented by Public Works Director Guillermo Sillas, PE.

Information regarding the update available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&minuteid=3082&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&minuteid=3082&yt=1)

**6. INFORMATIONAL REPORT**

- a. Record of Building Permits for August 2020 in the City of Brawley, Prepared by Oscar Escalante, Interim Building Official.

**7. CITY COUNCIL MEMBER REPORTS**

City Council Member Reports are available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

**8. CITY MANAGER REPORTS**

City Manager Report is available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

**9. CITY ATTORNEY**

City Attorney Report is available on the City of Brawley's website:

[http://brawley.thepublicspectrum.org/view\\_video.php?meeting=202&video=MR2eZduYoyQ&yt=1](http://brawley.thepublicspectrum.org/view_video.php?meeting=202&video=MR2eZduYoyQ&yt=1)

**10. CITY CLERK** Nothing to report.

**11. CLOSED SESSION**

POTENTIAL LITIGATION (California Government Code §54956.9)

- a. CONFERENCE WITH LEGAL COUNSEL – Two (2) Cases

EXISTING LITIGATION (California Government Code §54956.9)

- a. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation

- i. RAL Investment Corporation vs. City of Brawley

CONFERENCE WITH LABOR NEGOTIATOR (California Government Code §54957.6)

- a. Agency Designated Representative: Tyler Salcido, Interim City Manager  
Employment Organizations: Teamsters Union Local 542

PERSONNEL MATTERS (California Government Code §54957)

- a. Public Employee Appointment to the Position of Police Chief
- b. Public Employee Appointment to the Position of Interim City Manager

**12. RECONVENED IN OPEN SESSION AND REPORTED THE FOLLOWING ACTIONS:**

The Council **unanimously** ratified the Agreement to Extend Current Conditions of Employment between the City of Brawley and Teamsters Local Union 542. m/s/c Nava/Kastner-Jauregui 5-0

The Council **unanimously** ratified the Interim City Manager Services Agreement between the City of Brawley and Tyler Salcido . m/s/c Nava/Kastner-Jauregui 5-0

**ADJOURNMENT** @ 7:35 pm

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***Alma Benavides***, City Clerk